



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

NODA, Masatoshi et al.

Group Art Unit: 1623

Serial No.: 09/926,005

Examiner: Ganapathy KRISHNAN

Filed: November 2, 2001

P.T.O. Confirmation No.: 5152

For: ADP-RIBOSYLATION INHIBITOR COMPRISING PROANTHOCYANIDIN  
AS AN ACTIVE INGREDIENT AND A COMPOSITION FOR TREATING  
ENTEROTOXIN TYPE BACTERIAL INFECTIOUS DISEASE

**RECEIVED**

DEC 19 2003

**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TECH CENTER 1600/2900

Date: December 16, 2003

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated June 16, 2003, of the Primary Examiner finally rejecting claims 1-4 and 6-21.

The item(s) checked below are appropriate:

1.  A petition for a three-month extension of time to respond to the Final Rejection was filed on December 16, 2003.
2.  A timely response to the Final Rejection has been filed, as provided in 37 C.F.R. 1.113.
3.  Fee -\$330.00  
 Enclosed (This paper is filed in triplicate.)

In the event this Notice of Appeal is not considered to be timely filed, applicant(s) hereby petition(s) for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this Notice.

Respectfully submitted,

ARMSTRONG, KRATZ, QUINTOS, HANSON & BROOKS, LLP

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02 FC:1401 330.00 DP



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